

HOUSE COMMITTEE ON  
NATURAL RESOURCES

Hearing Room  
Tapes - 91

MEMBERS PRESENT:

Rep. Veral Tarno, Chair  
Rep. Terry Thompson, Vice-Chair  
Rep. Tony Corcoran  
Rep. Bill Fisher  
Rep. Leslie Lewis  
Rep. Dennis Luke  
Rep. Lisa Naito  
Rep. Judy Uherbelau  
Rep. Larry Wells  
Rep. Jim Welsh

MEMBER EXCUSED:           Rep. Tim Josi  
                              Rep. Chuck Norris

STAFF PRESENT:

Mark Bauer, Committee Administrator  
Sandy Ceballos, Committee Assistant

MEASURES HEARD:

SB 1039 Public Hearing & Work Session  
SB 1113 Work Session  
SB 812 Work Session  
HB 3448 Public Hearing & Work Session  
SB 950 Work Session

These minutes contain materials which paraphrase and/or summarize  
statements made during this session. Only text enclosed in quotation marks  
report a speaker's exact words. For complete contents of the proceedings,  
please refer to the tapes.

TAPE , SIDE A

005       CHAIR TARNO: Calls meeting to order at 1:44 p.m.

          SB 1039 PUBLIC HEARING

014       REP. NAITO: Comments on the merits of SB 1039.

020       SB 1039 WORK SESSION

          MOTION: REP. NAITO: Moves SB 1039 A to the floor with a DO PASS  
recommendation.

          VOTE: In a roll call vote REP. CORCORAN, LEWIS, LUKE, NAITO, THOMPSON,  
WELLS, TARNO vote AYE. REP. FISHER, JOSI, NORRIS, UHERBELAU, WELSH are  
excused.

034       CHAIR TARNO: The motion CARRIES. REP. TARNO to carry to the floor.

          SB 1113 WORK SESSION

045       MARK BAUER, COMMITTEE ADMINISTRATOR: Reviews SB 1113-6 amendments.  
(EXHIBIT A)

051       MOTION: REP. LEWIS: Moves SB 1113-6 amendments dated 5/12/95.

070       REP. LUKE: Questions to LCDC on overlays zones for small airports.

079       BOB RINDY, LCDC: Under the current rules would have to adopt an overlay

zone for all airports with two or more planes. Uses listed on (page 2, line 24) of the amendments, plus the reasonable growth ( page 3, line 1) accommodation, if there are two or more planes.  
101 -Line 14, date for local governments to amend their plan, insert "of rules".

110 REP. LUKE: Expresses his concerns about rural landing strips.

122 RINDY: The Department of Aeronautics would work with LCDC to draft the rules.

123 REP. LUKE: Then the counties would have to write their rules in accordance with those rules.

130. RINDY: Believes that the rules LCDC writes would require the county to provide for all the uses listed in the bill language.

136 REP. NAITO: Would counties have to allow the airports and all recreational uses related to the airport or airstrip, such as sky-diving.

146 SEN. ROD JOHNSON: Not realistic if we don't keep the needed airport system viable in the state. This bill allows reasonable growth. Does not allow siting of new, just lets those existing to remain viable.

171 CHAIR TARNO: We have a motion on the floor to adopt the SB 1113-6 amendments.

190 MOTION: REP. LEWIS: Amends original motion to add on Page 2, line 14, delete the word "as" and insert the phrase "of rules".

200 REP. FISHER: Seem to be mixing up "personal use" air strip and commercial use airports. Recites language from page two.

223 SEN. JOHNSON: Comments that private airstrips would probably not have more than two airplanes. For the legislative record, if the airport is crucial to commercial activity because it's part of our system, it is included in the definitions.

244 VOTE: Hearing no objections, the motion CARRIES.

248 MOTION: REP. FISHER: Moves the suspend the rules for the purpose of accepting the conceptual amendments.

VOTE: Hearing no objections, the motion CARRIES.

154 MOTION: REP. FISHER: Moves SB 1113-A as amended to the floor with a DO PASS recommendation.

261 REP. LUKE: Doesn't think his question has been properly answered. Has real concerns about airport overlays on airstrips that we're never meant to be commercial.

277 REP. CORCORAN: Rep. Luke is that questions not answered on page 1, line 24.

291 REP. NAITO: The fact is you must allow reasonable growth, but there wouldn't be anything limiting that crop duster from developing a flight school. Thinks it's a can of worms.

310 REP. LEWIS: Has similar concerns to Rep. Luke's. Will probably vote to send the bill to the floor but will reserve the right to change her vote on the floor.

360 SEN. JOHNSON: If the phrase "or that supported airport-related commercial activity" is confusing, willing to delete that language in the SB 1113-6 amendments.

423 REP. LUKE: Doesn't see where in this bill, the government is going to have any say as to what uses may be done at these airports

442 SEN. JOHNSON: If someone wants to put in a shop to paint airplanes.  
450 -It certainly does limit commercial activities, it is limited to airport activities.

465 REP. LUKE: Are there any zoning restrictions.

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051 CHAIR TARNO: If we pass this out as amended, do we have a possibility of non-concurrence.

068 REP. FISHER: Withdraws previous motion.

080 MOTION: REP. LEWIS: Moves to conceptually amend the SB 1113-6 amendments on Page 2, line 3, delete "or that supported airport-related commercial activity".

VOTE: Hearing no objections, the motion CARRIES.

092 MOTION: REP. LEWIS: Moves SB 1113-A as further amended to the floor with a DO PASS recommendation.

125 SB 812 WORK SESSION

Additional written testimony submitted by the following:  
-John Hassen, Attorney (EXHIBIT I)

151 CHAIR: Recesses the meeting for fifteen minutes.

HB 3448 PUBLIC HEARING

155 REP. LESLIE LEWIS: Testifies in support of HB 3448. (EXHIBIT B)  
Introduces HB 3448-2 amendments. (EXHIBIT C) Education program in the Portland area to reduce emission and receive reduction credit from DEQ.

257 LYDIA TAYLOR, DEPARTMENT OF ENVIRONMENTAL QUALITY: Reviews the amendments with committee. (EXHIBIT D)

-Education programs to reduce emissions.

-Trying to bring the airshed into compliance. HB 3448-2 allows DEQ to develop education programs to reduce emissions and receive credit from DEQ on the compliance requirements.

297 -Eco program.

350 -Working on language to add "or any other programs to reduce emissions"

387 REP. LUKE: You could send this to the Committee on Rules for corrections or additional amendments.

393 TAYLOR: It is her understanding that this only effects the Portland airshed.

410 REP. TOM BRYANT: Comments on parking ratios and credits for reduced emissions.

432 REP. NAITO: Asks if area's in the Portland airshed, would they all be subject to the same standards?

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026 TAYLOR: Clarification, that all area's in the airshed prior to the legislation in 1991 would not be subject. New development after the legislation would be subject.

036 CAROLYN YOUNG, ACTING DIRECTOR, DEPARTMENT OF ENVIRONMENTAL QUALITY: Explains the parking lid developed in the downtown Portland area to limit the carbon monoxide problem. The parking ratio is for new construction and

is for a different air quality problem.

053 REP. NAITO: We are not implementing if we do not get the credits from EPA.

059 YOUNG: Explains about the advisory committee that has been working for the last two years on developing this program.

082 REP. BRYANT: Urges the committees support of HB 3448-2 amendments.

116 REP. CORCORAN: Did HB 2895 pass on the floor.

120 REP. LEWIS: Yes it did. But this bill to me is a much more responsible approach.

163 -In compliance now, need to develop a 10 year plan to stay in compliance as the metro area growth over the next 10 years.

182 REP. CORCORAN: Concerned that they're legislating something that might be done better by professionals. Gut and stuff does not seem an appropriate way to address an issue this complex.

197 REP. BRYANT: The Speaker appointed a commission.

205 REP. CORCORAN: How's the Governor with this.

208 REP. BRYANT: Can't speak for the Governor.

217 REP. CORCORAN: That removes his concerns.

261 REP. WELLS: Concerned that we keep down grading the vehicle emission testing.

292 REP. LUKE: The amount of pollution that comes out of lawnmowers, etc. is incredible, if we could cut down on that, would make a big impact.

310 REP. UHERBELAU: There are program that buy up old junkers. Did you consider that?

334 REP. LEWIS: We didn't include the junk cars because we couldn't think of a way to come up with 7 million dollars. It's really a monetary issue.

369 REP. FISHER: If we forced kids to push mow lawns, we could solve a lot of these problems.

383 REP. LUKE: That's another bill.

405 REP. LEWIS: Representative Federici who is in committee today and cannot attend this hearing, supports this bill.

TAPE 89, SIDE B

005 TOM GALLAGHER, LOBBYIST: Testifies in opposition, on parking ratio's and emissions fees.

040 -Parking ratio's will cause employers to supply alternative transportation programs in order to reduce parking spaces.

103 JIM CRAVEN, AMERICAN ELECTRONICS ASSN.: Testifies in support of HB 3448. Introduces proposed amendments to Section 5. (EXHIBIT E)

170 REP. FISHER: Seems you can play these games in different ways.

178 GALLAGHER: This plan is not working all that well in California.

214 REP. WELLS: Seems like we're skirting around the real issue, we don't like vehicle emission testing. What's wrong with vehicle emission testing?

220 GALLAGHER: Could not get there with just vehicle emission testing.

248 CHAIR TARNO: What percentage of cars go through the Portland area and don't live there?

259 REP. NAITO: Is this only within the City of Portland or is it that entire metropolitan Portland area.

265 GALLAGHER: It is the entire Portland air shed.

316 REP. FISHER: This means if you're a business and you have a permit to discharge a certain amount of pollutants they cannot require you to down size your emission levels unless required to do so by federal law or rule of the United States Environmental Protection agency.

361 GALLAGHER: Has no objection to this bill.

392 JOHN CHARLES, OREGON FARM COUNCIL: Testifies in opposition to HB 3448. Submits and reviews testimony with committee. (EXHIBIT F)

459 -Does not think this is a good bill coming to the Legislature from the task force.

TAPE 90, SIDE A

049 REP. LUKE: What area of California were these statistics compiled.

050 CHARLES: Primarily Los Angeles.

053 REP. LUKE: And you think Los Angeles is comparative to Portland?

056 CHARLES: Responds to Rep. Luke's question.

096 JOHN LILJEGREN, WESTWOOD DEVELOPMENT CORPORATION: Submits and reviews testimony in opposition of HB 3448. (EXHIBIT G)

174 REP. LEWIS: In the current form of the bill we are making parking spaces voluntary. Do you still object.

196 REP. LEWIS: DEQ believes we will get two tenths reduction if we leave it voluntary.

200 LILJEGREN: There's nothing that's ever been tested, measured or controlled.

223 -Suggests they look at the California program. Thinks the ECO rule is going to be a mess.

273 REP. UHERBELAU: Says people climb mountains because they're there, may be the same with a parking place, they drive because it's there.

Additional testimony submitted by the following:

-William Tagmyer, President, Northwest Pipe & Casing Company (EXHIBIT H)

328 Closes the PUBLIC HEARING on HB 3448.

HB 3448 WORK SESSION

344 MOTION: REP. LEWIS: Moves to conceptually amend HB 3448-2 by adding additional language.

VOTE: Hearing no objections, the motion CARRIES.

400 MOTION: REP. LEWIS: Moves the amended HB 3448-2 amendments.

VOTE: Hearing no objections, the motion CARRIES.

409 MOTION: REP. LEWIS: Moves to suspend the rules.

VOTE: Hearing no objections, the motion CARRIES.

MOTION: REP. LEWIS: Moves HB 3448 as amended to the floor with a DO PASS recommendation.

460 VOTE: In a roll call vote, REP. CORCORAN, FISHER, LEWIS, LUKE, THOMPSON, UHERBELAU, WELLS, WELSH, TARNO vote AYE. REP. JOSI, NAITO, NORRIS vote NAY.

TAPE 91, SIDE A

SB 950 WORK SESSION

106 MOTION: REP. LUKE: Moves for unanimous consent to reconsider SB 950

VOTE: Hearing no objections, the motion CARRIES.

120 MOTION: REP. LUKE: Moves to adopt SB 950-8 amendments dated 5/11/95.

VOTE: Hearing no objections, the motion CARRIES.

124 MOTION: REP. LUKE: Moves SB 950 as amended to the floor with a DO PASS

recommendation.

VOTE: In a roll call vote REP. CORCORAN, FISHER, LEWIS, LUKE, WELLS, WELSH, TARNO vote AYE. REP. THOMPSON, UHERBELAU vote NAY. REP. JOSI, NAITO, NORRIS are excused.

136 CHAIR TARNO: Adjourns the meeting at 4:44 p.m.

Transcribed by,

Reviewed by,

Shelley Jones  
Committee Assistant

Mark Bauer  
Committee Administrator

EXHIBIT LOG:

A- SB 1113-A6 -Proposed amendments- Staff- 6 pages  
B- HB 3449, Testimony- Lewis- 2 pages  
C- HB 3448-2 -Proposed amendments- Lewis- 4 pages

D- HB 3448, Testimony- Taylor- 1 page  
E- HB 3448, Testimony- Craven- 1 page  
F- HB 3448, Testimony- Charles- 15 pages  
G- HB 3448, Testimony- Liljegren- 2 pages  
H- HB 3448, Testimony- Tagmyer- 1 page  
I- SB 812, Testimony- Hassen- 5 pages